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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA — SAN JOSE DIVISION

11 ATHENA PAYNE,

12 Plaintiff,

13 vs.
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15 EXPERIAN INFORMATION SOLUTIONS,
INC.; et. al.,

16 Defendants.
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Federal Case No.: 5:15-CV-04669-EJD

**PLAINTIFF'S NOTICE OF VOLUNTARY
DISMISSAL OF DEFENDANT FINCO
HOLDING CORP. PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 41(A)(1)**

19 **PLEASE TAKE NOTICE** that Plaintiff Athena Payne, pursuant to Federal Rule of Civil
20 Procedure 41(a)(1), hereby voluntarily dismisses Defendant Finco Holding Corp as to all claims in
21 this action.

22 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

23 41(a) Voluntary Dismissal

24 (1) By the Plaintiff

25 (a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2, and 66 and any
26 applicable federal statute, the plaintiff may dismiss an action without a court
27 order by filing:

28 (1) a notice of dismissal before the opposing party serves either an answer

1 or a motion for summary judgment.

2 Defendant Finco Holding Corp has neither answered Plaintiff's Complaint, nor filed a
3 motion for summary judgment. Accordingly, the matter may be dismissed against it for all
4 purposes and without an Order of the Court.

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6 Dated: December 2, 2015

Sagaria Law, P.C.

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8 By: /s/ Elliot W. Gale

Elliot W. Gale

9 Attorneys for Plaintiff

10 Athena Payne
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